

03-08-01

SECTOR  
S.B.

# WORKMAN NYDEGGER & SEELEY

ATTORNEYS AT LAW  
A PROFESSIONAL CORPORATION

1000 EAGLE GATE TOWER  
60 EAST SOUTH TEMPLE  
SALT LAKE CITY, UTAH 84111  
TELEPHONE (801) 533-9800  
FAX (801) 328-1707



RICK D. NYDEGGER  
DAVID O. SEELEY  
BRENT P. LORIMER  
THOMAS R. VUKSINICK  
LARRY R. LAYCOCK  
JONATHAN W. RICHARDS  
DAVID R. WRIGHT  
JOHN C. STRIGHAM  
BRADLEY K. DESANDRO  
JOHN M. GUYN  
CHARLES L. ROBERTS  
GREGORY M. TAYLOR  
DANA L. TANGREN  
KEVIN B. LAURENCE  
ERIC L. MASCHOFF  
CHARLES J. VEVERKA  
ROBYN L. PHILLIPS  
RICHARD C. GILMORE†  
DAVID B. DELLENBACH  
KEVIN K. JOHANSON  
L. DAVID GRIFFIN

R. BURNS ISRAELSEN  
DAVID R. TODD  
FRASER D. ROY  
CARL T. REED  
JESÚS JUANÓS I TIMONEDA, PH.D.  
R. PARRISH FREEMAN, JR.  
PETER F. MALEN, JR.  
ADRIAN J. LEE  
DAVID B. TINGEY  
L. REX SEARS, PH.D.  
ERIC M. KAMERATH  
ROBERT E. AYCOCK  
JENS C. JENKINS  
KEVIN W. STINGER  
WILLIAM J. ATHAY

†ADMITTED ONLY IN CALIFORNIA

H. ROSS WORKMAN  
OF COUNSEL

PATENT  
TRADEMARK  
COPYRIGHT  
TRADE SECRETS  
UNFAIR COMPETITION  
LICENSING  
COMPLEX LITIGATION

MAILING ADDRESS:  
P.O. BOX 45862  
SALT LAKE CITY, UT 84145

INTERNET  
HOME PAGE: <http://www.wnspat.com>  
GENERAL E-MAIL: [info@wnspat.com](mailto:info@wnspat.com)

Express Mail Label No. EK 327 849 916 US

PATENT APPLICATION  
Docket: 13768.170

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Sean Lyndersay, et al.

Serial No.: 09/680,120 ) Art Unit

Filed: October 4, 2000 ) 2152

For: SELECTING A SERVER TO SERVICE  
CLIENT REQUESTS )

### RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Box: Missing Parts  
Assistant Commissioner for Patents  
Washington, D. C. 20231

Sir:

In response to the Notice to File Missing Parts of Application mailed December 6, 2000, please find enclosed herewith the following items for filing in the United States Patent and Trademark Office in connection with the above-identified patent application:

- (1) a Declaration, Power of Attorney, and Petition executed by the inventors Sean Lyndersay, et al.;



- (2) an Assignment from the inventors Sean Lyndersay, et al. to Microsoft Corporation;
- (3) a copy of the Notice to File Missing Parts of Application - Filing Date Granted;
- (4) Petition for One Month Extension of Time, including Check No. 120150 for \$110.00;
- (5) Check No. 120149 in the amount of \$170.00 to cover the filing fee for the above-identified application, the recordation fee for the enclosed patent assignment, and the surcharge fee pursuant to 37 C.F.R. § 1.16(e). These fees have been calculated as follows:

Assignment recordation fee	=	\$40.00
Surcharge fee	=	\$130.00
TOTAL	=	\$170.00

Please debit any additional fees, or credit any overpayment, to Deposit Account No. 23-3178. Triplicate copies of this sheet are enclosed.

The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or to credit any overpayment to Deposit Account No. 23-3178. Copies of this sheet are enclosed in triplicate.

- Any additional filing fees required under 37 C.F.R. § 1.16.
- Any patent application processing fees under 37 C.F.R. § 1.17.

The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 23-3178. Copies of this sheet are enclosed in triplicate.

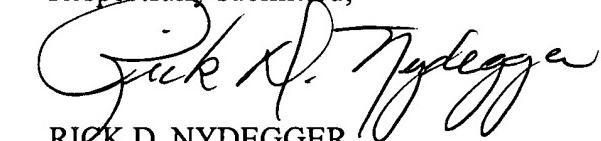
- Any patent application processing fees under 37 C.F.R. § 1.17.
- The issue fee set in 37 C.F.R. § 1.18 at or before mailing of the Notice of Allowance, pursuant to 37 C.F.R. 1.311(b).
- Any filing fees under 37 C.F.R. § 1.16 for presentation of extra claims.

Please address all future correspondence in connection with this case to the attention of the undersigned.



Dated this 6 day of MARCH, 2001.

Respectfully submitted,

A handwritten signature in black ink that reads "Rick D. Nydegger".

RICK D. NYDEGGER  
Attorney for Applicant  
Registration No. 28,651



022913

PATENT TRADEMARK OFFICE

RDN:jrj

Enclosures

G:\DATA\WPDOCSRN\MICROSOFT\OTHERDOC\0204 mp trx 170.doc



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/680,120	10/04/2000	Sean Lyndersay	13768.170

RICK D. NYDEGGER  
WORKMAN, NYDEGGER & SEELEY  
1000 Eagle Gate Tower  
60 East South Temple  
Salt Lake, UT 84111

## FORMALITIES LETTER



\*OC000000005601055\*

Date Mailed: 12/06/2000

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

---

*A copy of this notice MUST be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

03/09/2001 SSESHE1 130.00 0P  
000000048 09680120  
01 FC:105

**CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)**

Applicant(s): Sean Lyndersay, et al.

Docket No.  
13768.170Serial No.  
09/680,120Filing Date  
October 4, 2000Examiner  
unknownGroup Art Unit  
2152

Invention: SELECTING A SERVER TO SERVICE CLIENT REQUESTS

I hereby certify that the Response to Notice to File Missing Parts of Application (in triplicate); Declaration, Power of Attorney and Petition (3 pgs); PTO-1595 Recordation Cover Sheet and Assignment (4 pgs); Copy of Notice to File Missing Parts *Filing Date Granted* (1 pg); Petition for One Month Extension of Time (2 pgs); Check No. 120149 in the amount of \$170.00; Check No. 120150 in the amount of \$110.00; and postcard are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Box Missing Parts, The Assistant Commissioner for Patents, Washington, DC 20231 on March 6, 2001.

JOLIN JOHNSON

(Typed or Printed Name of Person Mailing Correspondence)

  
(Signature of Person Mailing Correspondence)

EK 327 849 916 US

("Express Mail" Mailing Label Number)